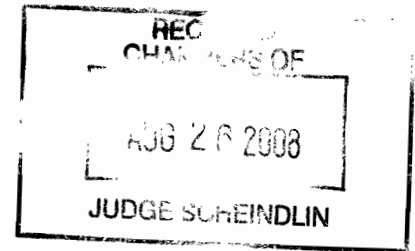


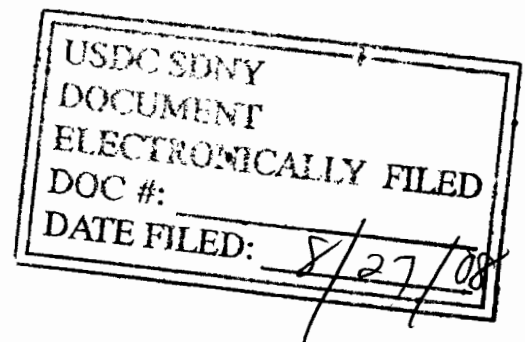
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August 26, 2008

VIA FACSIMILE (212) 805-7920  
Honorable Shira A. Scheindlin  
United States District Judge  
500 Pearl Street  
New York, NY 10007

Re: Simmons v. Rios, et al.  
08 CV 4583  
Our File No: 2057C



Dear Judge Scheindlin:

I am the attorney for the plaintiff in the above-referenced action. Because of my process server's inability, up to this point, to make service upon the individual defendants in the action, I am hereby requesting that the conference presently scheduled before Your Honor for August 27, 2008 be adjourned to October 24, 2008.

Very truly yours,

ALAN D. LEVINE

ADL/jb

Plaintiff's request is hereby granted. The initial conference previously scheduled for August 27, 2008, at 4:30 pm is adjourned to October 24, 2008, at 4:30 pm. SO ORDERED.  
  
Shira A. Scheindlin, U.S.D.J.

Date: 8/27/08